IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE NINTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE SRI DEVINDER GUPTA,THE CHIEF JUSTICE

and
THE HON'BLE MR JUSTICE C.V.RAMULU

WRIT PETITION NO : 20510 of 2000

Between:

A Citizen of Nandyal in Kurnool District of Andhra Pradesh

..... PETITIONER

AND

1 The SHO, Bandi Atmakur (PS),
Kurnool District.
2 The Sub-Inspector of Police,
Bandi Atmakur PS, Kurnool District.
3 The Circle Inspector of Police,
Bandi Atmakur PS, Kurnool District.
4 The Superintendent of Police, Kurnool District,
Kurnool.
5 The Director General of Police Govt. of A.P., Hyderabad.
6 The Secretary to Govt. of A.P., Home (Police) Department,
Secretariat, Hyderabad

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the petition, the High Court will be pleased to issue an order, direction, or a writ more particularly one in the nature of writ of mandamus calling for records and remarks from the respondents herein, and connected to "Arrest of one by name Tirupalu a dalit for playing cards by the Police of Bandi Atmakur Police Station, Kurnool District and finding of his dead body with injuries

near the said police station, which is alleged to have been happened due to torture by the police in the police station, and pass appropriate orders to take action against the policemen who are responsible for the crime.

Counsel for the Petitioner: PETITION

Counsel for the Respondents: GP FOR HOME

The Court made the following :

ORAL ORDER: (per the Hon'ble the Chief Justice)

This is a taken up petition on the basis of a press cutting in the Hindu newspaper dated 14th October, 2000 regarding the death of a poor scheduled caste person in Bandi Atmakur of Kurnool District. After notice, several directions were issued. It was pointed out that Magisterial enquiry had been ordered which suggested that the matter be enquired by the Central Bureau of Investigation. On 28th February, 2001, the Central Bureau of Investigation was directed to take up investigation as regards the death of Peddinti Chinna Thirupalu S/o. A.Venkata Reddy of Bandi Atmakur Village, Kurnool District. The Central Bureau of Investigation has since submitted its report on 23rd November, 2001 to the effect that enquiry was conducted keeping in view the specific direction issued by this court. The allegations levelled by the parents of the deceased that it was a case of police torture due to which P.Chinna Tirupalu died while in custody was also considered in the enquiry. Based on the material collected, the report says that absolutely there is no evidence of the police having beaten the deceased. Even the chemical examination reports establish that consumption of Endosulfan was the cause of the death. The possibility of forcible administration of Endosulfan was also ruled out as per the evidence of experts, forensic science laboratory report, and doctors who conducted the post mortem etc. Accordingly, closure report was submitted.

In view of the fact that closure report was submitted, no further direction deserves to be issued in this petition. The petition stands closed.

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DEVINDER GUPTA, CJ

9-8-2004

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C.V.RAMULU, J

Tvr

To

1 The SHO, Bandi Atmakur (PS),
Kurnool District.
2 The Sub-Inspector of Police,
Bandi Atmakur PS, Kurnool District.
3 The Circle Inspector of Police,
Bandi Atmakur PS, Kurnool District.
4 The Superintendent of Police, Kurnool District,
Kurnool.
5 The Director General of Police Govt. of A.P., Hyderabad.
6 The Secretary to Govt. of A.P., Home (Police) Department,
Secretariat, Hyderabad.

7. 2 CCs to the Govt. Pleader for Home, High Court Buildings,

Hyderabad (OUT).

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